

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
WORCESTER DIVISION

NEW ENGLAND CARPENTERS HEALTH
BENEFITS FUND, et. al.,

Plaintiffs,

v.

CIVIL ACTION

NO. 05-11148-PBS

FIRST DATABANK, INC., et. al.,

Defendants,

NOTICE OF AND ORDER REGARDING MEDIATION

The parties are hereby notified that the court has scheduled a mediation conference for **Tuesday, October 31, 2006 @ 10:00 A.M.** in The United States District Court in **Worcester**, Courtroom #1 on the 5th Floor. Counsel are directed to be present with their respective clients.

In addition, each party shall submit a **brief** memorandum addressing the party's position on the merits of the case and on settlement. This should be filed with my Clerk by e-mail at lisa_roland@mad.uscourts.gov **no later than two (2) days before the conference.** The memorandum should be marked "Confidential - Not for Docketing" and will be held in confidence by the Court.

If any party believes that the case is not ready for mediation at this time, please notify opposing counsel and the court as soon as possible.

DATED: September 27, 2006

/s/ Timothy S. Hillman
Timothy S. Hillman
United States Magistrate Judge